

10/521338#3

PT12 Rec'd PCT/PTO 12 JAN 2005

Patent

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Olivier Dirat, et al.

Int'l Appln.  
No. : PCT/GB03/03098Int'l Date  
Filed : 17 July 2003 (17/07/2003)

Serial No. : (To be assigned) Case No.: T1587P

Filed : January 12, 2005

For : TETRAHYDROPYRAN DERIVATIVES AND THEIR  
USE AS THERAPEUTIC AGENTS.Commissioner for Patents  
Alexandria, Virginia 22313-1450INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR § 1.97

Sir:

In compliance with 37 CFR § 1.97, Applicants and other individuals associated with the filing or prosecution of this application wish to bring to the attention of the Examiner the patents, publications, and other information of which they are aware, listed on the attached form PTO-1449, which they believe may be relevant to the examination of this application or may be material to patentability and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56. Applicants respectfully request that the Examiner initial the form PTO-1449 after reviewing the pertinence of each reference.

## EXPRESS MAIL CERTIFICATE

DATE OF DEPOSIT Jan 12, 2005  
EXPRESS MAIL NO. EL98958782845  
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS  
BEING DEPOSITED WITH THE UNITED STATES POSTAL  
SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE"  
ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO  
COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VIRGINIA 22313-1450.  
MAILED BY Rory Schenck  
DATE Jan 12 2005

10/521338  
DT12 Rec'd PCT/PTO 12 JAN 2005

Case No.  
Page

T1587P  
2

This Information Disclosure Statement is not an admission that any patent, publication, or other information referred to herein is "prior art" for this invention.

In accordance with 37 CFR § 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b). In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made.

Pursuant to 37 CFR § 1.97(b), this Information Disclosure Statement is being filed within three months of the filing date of the present application.

Copies of the references that are cited on the attached form PTO-1449 are enclosed herewith.

Any additional fees required in connection with this submission may be taken from Merck Deposit Account No. 13-2755.

Respectfully submitted,

By 

Eric Thies  
Reg. No. 35,382  
Attorney for Applicant

MERCK & CO., Inc.  
P.O. Box 2000  
Rahway, New Jersey 07065-0907  
(732) 594-3904

Date: January 12, 2005

SUBSTITUTE for P. \_\_\_\_\_ (see box), INFORMATION DISCLOSURE STATEMENT by Applicant  
Patent and Trademark Office; U.S DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO <b>INFORMATION DISCLOSURE</b>  <b>STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>COMPLETE IF KNOWN</b>	
				Application Number	10/521338
				Filing Date	January 1, 2005
				First Named Inventor	Olivier Dirat et al
				Group Art Unit	
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	T1587P

[illegible][illegible]

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450. Computer generated form "IDS Form" (IDS Folder), Merck & Co., Inc., 09/05/2003